

1 EDMUND G. BROWN JR.  
Attorney General of California  
2 FRANK H. PACOE  
Supervising Deputy Attorney General  
3 CHAR SACHSON  
Deputy Attorney General  
4 State Bar No. 161032  
455 Golden Gate Avenue, Suite 11000  
5 San Francisco, CA 94102-7004  
Telephone: (415) 703-5558  
6 Facsimile: (415) 703-5480  
*Attorneys for Complainant*

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8 **BEFORE THE**  
**BOARD OF REGISTERED NURSING**  
**DEPARTMENT OF CONSUMER AFFAIRS**  
9 **STATE OF CALIFORNIA**

10 In the Matter of the Accusation Against:

Case No. **2010-215**  
**ACCUSATION**

11 **WILLIAM A. BUNCH a.k.a. WILLIAM**  
12 **BUNCH**  
13 **630 Valley Oak Drive**  
**Vacaville, CA 95687**

14 **Registered Nursing License No. 450088**

15 Respondent.

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17 Complainant alleges:

18 **PARTIES**

19 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Accusation solely in her  
20 official capacity as the Interim Executive Officer of the Board of Registered Nursing, Department  
21 of Consumer Affairs.

22 2. On or about March 31, 1990, the Board of Registered Nursing issued Registered  
23 Nursing License Number 450088 to William A. Bunch (Respondent). The Registered Nursing  
24 License was in full force and effect at all times relevant to the charges brought herein and will  
25 expire on December 31, 2009, unless renewed.

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JURISDICTION

3. This Accusation is brought before the Board of Registered Nursing (Board), Department of Consumer Affairs, under the authority of the following laws. All section references are to the Business and Professions Code unless otherwise indicated.

4. Section 2750 of the Business and Professions Code ("Code") provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.

5. Section 2764 of the Code provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license.

6. Section 118, subdivision (b), of the Code provides that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary action during the period within which the license may be renewed, restored, reissued or reinstated.

7. Section 2761 of the Code states:

"The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

"(a) Unprofessional conduct, . . .

"(b) Procuring his or her certificate or license by fraud, misrepresentation, or mistake.

. . .

"(e) Making or giving any false statement or information in connection with the application for issuance of a certificate or license."

8. Section 125.3 of the Code provides, in pertinent part, that the Board may request the administrative law judge to direct a licensee found to have committed a violation or violations of the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

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1 FIRST CAUSE FOR DISCIPLINE  
2 (UNPROFESSIONAL CONDUCT)

3 9. Respondent is subject to disciplinary action under section 2761(a), in that he acted  
4 unprofessionally. The circumstances are as follows:

5 10. On or about March 13, 2008, while working as an emergency room nurse at Kaiser  
6 Permanente, Walnut Creek, Respondent massaged the back of an intoxicated female patient, and  
7 then suggested that the patient massage her breast.

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9 SECOND CAUSE FOR DISCIPLINE  
10 (UNPROFESSIONAL CONDUCT – DISHONESTY/FORGERY)

11 11. Respondent is subject to disciplinary action under section 2761(a), 2761(b), and/or  
12 2761(e), in that he acted unprofessionally. The circumstances are as follows:

13 12. On or about August 20, 2003, and again on or about September 10, 2005, Respondent  
14 submitted to his employer ACLS (Advanced Cardiac Life Support) certifications which had been  
15 falsified, forged, and/or adulterated. In fact, Respondent had not undergone ACLS certification.

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17 DISCIPLINE CONSIDERATIONS

18 13. To determine the degree of discipline, if any, to be imposed on Respondent,  
19 Complainant alleges that on or about May 31, 1996, in a prior disciplinary action entitled *In the*  
20 *Matter of the Accusation Against William A. Bunch* before the Board of Registered Nursing, in  
21 Case Number 96-14, Respondent's license was placed on probation for three years for altering the  
22 expiration date of his registered nursing license, submitting his falsified license to employers, and  
23 working as a registered nurse while his license was expired. That decision is now final and is  
24 incorporated by reference as if fully set forth.

25 PRAYER


26 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
27 and that following the hearing, the Board of Registered Nursing issue a decision:  
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1           1.    Revoking or suspending Registered Nursing License Number 450088, issued to  
2 William A. Bunch.

3           2.    Ordering William A. Bunch to pay the Board of Registered Nursing the reasonable  
4 costs of the investigation and enforcement of this case, pursuant to Business and Professions  
5 Code section 125.3;

6           3.    Taking such other and further action as deemed necessary and proper.  
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10 DATED: 10/21/09

  
LOUISE R. BAILEY, M.ED., RN  
Interim Executive Officer  
Board of Registered Nursing  
Department of Consumer Affairs  
State of California  
*Complainant*

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